

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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**FISCAL IMPACT STATEMENT**

**LS 6623**

**BILL NUMBER:** HB 1066

**NOTE PREPARED:** Dec 10, 2002

**BILL AMENDED:**

**SUBJECT:** Prohibit school records disclosure to abusive parent.

**FIRST AUTHOR:** Rep. Pelath

**FIRST SPONSOR:**

**BILL STATUS:** As Introduced

**FUNDS AFFECTED:** X GENERAL  
DEDICATED  
FEDERAL

**IMPACT:** State & Local

**Summary of Legislation:** The bill prohibits a school from disclosing a student's school records to a noncustodial parent who has been convicted of a crime involving domestic or family violence. The bill requires the Department of Education to request the United States Department of Education to determine whether this statute conflicts with the Family Educational Rights and Privacy Act and to report the determination to the Legislative Services Agency.

**Effective Date:** Upon passage; July 1, 2004.

**Explanation of State Expenditures:** *Summary:* The Indiana Department of Education would require additional administrative time to comply with the provisions of the bill.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:** *Summary:* School corporations would be required to not knowingly disclose a student's records to a parent that does not have legal custody of the child and has been convicted of any of the crimes listed in the following table. School corporations may require additional administrative time to determine if a parent should not receive a child's school records.

<b>Crimes Under Domestic or Family Violence Law</b>	<b>Total Number Felons Committed To Indiana Department of Corrections FY 2001</b>
Homicide	140
Battery	716
Kidnapping/Confinement	125
Sex offense	893
Robbery	609
Arson	51
Burglary/Trespass	1097
Intimidation/Harassment	108
Voyeurism	3
Stalking	17
Offense Against the Family: Incest; Neglect; Non-support of a child	185

In FY 2001, 424 felons were released on parole.

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** Department of Education; Legislative Services Agency.

**Local Agencies Affected:** School corporations.

**Information Sources:** Indiana Department of Correction, *Offender Population Statistical Report, June 2001 Tables 5, 9 & 11.*

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